

EXHIBIT 3

1 UNITED STATES OF AMERICA

2 EASTERN DISTRICT OF MICHIGAN

3 SOUTHERN DIVISION

4 - - -

5 IN RE: AUTOMOTIVE PARTS
6 ANTITRUST LITIGATION

Master File No. 12-md-02311
Hon. Marianne O. Battani

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8 STATUS CONFERENCE / MOTION HEARINGS

9 BEFORE THE HONORABLE MARIANNE O. BATTANI
10 United States District Judge
Theodore Levin United States Courthouse
11 231 West Lafayette Boulevard
Detroit, Michigan
12 Wednesday, January 28, 2015

13 APPEARANCES:

14 **Direct Purchaser Plaintiffs:**

15
16 WILLIAM G. CALDES
SPECTOR, ROSEMAN, KODROFF & WILLIS, P.C.
17 1818 Market Street, Suite 2500
Philadelphia, PA 19103
18 (215) 496-0300

19
20 MANUEL J. DOMINGUEZ
COHEN MILSTEIN
3507 Kyoto Gardens Drive, Suite 200
21 Palm Beach Gardens, FL 33410
(561) 578-6850

22
23 DAVID H. FINK
FINK & ASSOCIATES LAW
24 100 West Long Lake Road, Suite 111
Bloomfield Hills, MI 48304
25 (248) 971-2500

1 Eugene Spector on behalf of direct purchasers.

2 I only wanted to say that we would like to
3 participate in this process of defining what is in the
4 subpoenas to the OEMs because that's the class that we
5 represent, and we would like to have some view as to what is
6 going on, what is going to be asked and maybe some input as
7 to what might be in the interest of the OEMs with regard to
8 that. We are in regular contact with them in any event and
9 we would like to see what we can do to help move this process
10 along so it works for all of us.

11 THE COURT: You can talk to counsel and participate
12 in that. I don't think that's a problem. You all have to
13 work together.

14 MS. SPECTOR: We have, Your Honor.

15 THE COURT: Mr. Cherry?

16 MR. SPECTOR: Thank you.

17 MR. CHERRY: Your Honor, again, we can coordinate
18 with the other defendants and try to do this in the most
19 efficient manner possible, but it is -- it will be very
20 difficult to do this one time with the OEMs because we are
21 talking about different products being purchased by them and
22 they do have different divisions and different product groups
23 that do that purchasing, it is not even the same people, it
24 may be different data in different places we are seeking.
25 The downstream data ought to all be the same, you know, the

1 cars coming from the auto manufacturers we can obtain that
2 one time and it will fit every case, but the purchasing may
3 be different and we can coordinate with the other defendants
4 to be efficient as possible and minimize that but --

5 THE COURT: Well, I think that's all that can be
6 asked, if you can coordinate those parts that make sense I
7 think you can do that. And, I mean, I wouldn't think you as
8 defendants would want to irritate your OEMs.

9 MR. CHERRY: Exactly, Your Honor, exactly. And the
10 idea of an arbitrary deadline, I think these things, as
11 Ms. Sullivan mentioned, our deposition protocol, which took
12 from February until now to get resolved, is this can't take
13 six months or no schedule is going to stick. I think --

14 THE COURT: Okay. Let me --

15 MR. CHERRY: -- whatever the deadline is we have 30
16 days, some period of time --

17 THE COURT: Let me do this, I have given you
18 45 days on the other one, I will give you 45 days on this one
19 max. If you can do it sooner, wonderful. If you need to --
20 if that's not suitable then you have an issue and you will
21 have to bring that up before Mr. Esshaki.

22 MR. CHERRY: Thank you, Your Honor.

23 MR. WILLIAMS: Your Honor, I apologize but just to
24 clarify, 45 days to do what? They -- I think that Mr. Cherry
25 was saying was 45 days to actually serve the discovery.

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CERTIFICATION

I, Robert L. Smith, Official Court Reporter of the United States District Court, Eastern District of Michigan, appointed pursuant to the provisions of Title 28, United States Code, Section 753, do hereby certify that the foregoing pages comprise a full, true and correct transcript taken in the matter of AUTOMOTIVE PARTS ANTITRUST LITIGATION, Case No. 12-02311, on Wednesday, January 28, 2015.

s/Robert L. Smith
Robert L. Smith, RPR, CSR 5098
Federal Official Court Reporter
United States District Court
Eastern District of Michigan

Date: 02/04/2015

Detroit, Michigan